

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

* * *

LEVERN ALLEN,

Plaintiff,

vs.

YOUR BABY CAN LLC, *et al.*,

Defendant,

2:10-cv-1808-PMP-RJJ

REPORT AND RECOMMENDATION
OF UNITED STATES
MAGISTRATE JUDGE

This matter was referred to the undersigned Magistrate Judge on an Application to Proceed in District Court Without Prepaying Fees or Costs (#1) and the proposed complaint attached thereto.

The Court having reviewed this matter makes the following findings:

1. On October 26, 2010, the court issued an Order (#2) scheduling a status hearing for November 18, 2010.
2. Notice of the hearing was served on the Plaintiff by certified mail. *See*, Certified Mail Receipt (#3).
3. The certified Letter was delivered and signed for by Plaintiff or his designated representative on October 28, 2010, pursuant to the United States Postal Service tracking system.
4. Plaintiff failed to appear for the status hearing on November 18, 2010. Further, Plaintiff failed to contact the court to reschedule said hearing or to provide the court with a reason for his non-appearance.

